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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/723,324	11/27/2000	Tomy K. Isaac	00-40323-US	5536

7066 7590 12/14/2004

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EXAMINER

DUONG, THOMAS

ART UNIT	PAPER NUMBER
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2145

DATE MAILED: 12/14/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action

Application No.

09/723,324

Applicant(s)

ISAAC ET AL.

Examiner

Thomas Duong

Art Unit

2145

--The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

THE REPLY FILED 15 October 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114.

PERIOD FOR REPLY [check either a) or b)]

- a) ☒ The period for reply expires 4 months from the mailing date of the final rejection.
- b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection.
- ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 706.07(f).

Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

1. ☐ A Notice of Appeal was filed on _____. Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal.
2. ☐ The proposed amendment(s) will not be entered because:
- (a) ☐ they raise new issues that would require further consideration and/or search (see NOTE below);
 - (b) ☐ they raise the issue of new matter (see Note below);
 - (c) ☐ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or
 - (d) ☐ they present additional claims without canceling a corresponding number of finally rejected claims.

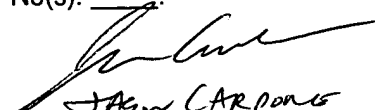
NOTE: _____

3. ☐ Applicant's reply has overcome the following rejection(s): _____.
4. ☐ Newly proposed or amended claim(s) _____ would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s).
5. ☒ The a) ☐ affidavit, b) ☐ exhibit, or c) ☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: Please see attached response.
6. ☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection.
7. ☒ For purposes of Appeal, the proposed amendment(s) a) ☐ will not be entered or b) ☒ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended.

The status of the claim(s) is (or will be) as follows:

Claim(s) allowed: None.Claim(s) objected to: None.Claim(s) rejected: 1-81.Claim(s) withdrawn from consideration: None.

8. ☐ The drawing correction filed on _____ is a) ☐ approved or b) ☐ disapproved by the Examiner.
9. ☐ Note the attached Information Disclosure Statement(s) (PTO-1449) Paper No(s). _____
10. ☐ Other: _____


Jason CARBONE
PR. MAN. EX
AU: 2145

DETAILED ACTION

Response to Argument

1. The Applicants' arguments and amendments filed on October 15, 2004 have been fully considered, but they are not persuasive.

2. With regard to claims 1, 29, 53 and 75, the Applicants point out that:

- *wherein the organizational information protocol extracted during the extracting step would include the organizational setup of all information gathered from the at least two service providers (see page 13, lines 15–19).*

However, the Examiner finds that the Applicants' arguments are not persuasive and maintains that the Inala reference does disclose,

- *extracting organizational information from at least two service providers to form at least two organizational information protocols, wherein one organizational information protocol corresponds to each of the at least two service providers (Inala, col.9, lines 30-36, lines 42-45; col.12, lines 35-45; col.18, lines 11-15, lines 22-30; Inala teaches of gathering and parsing (extracting) for desired data from appropriate fields (organizational information) at the destination site that is specific to the user. The data is then stored in a database for the purpose of data conversion, thus suggesting a mapping or converting of data from one format to another which corresponds to forming organizational information protocols).*

In summary, the Examiner maintains that Inala does teach of gathering and parsing for desired data from appropriate fields at the destination site that is specific to the user. Furthermore, Inala teaches of storing the appropriate data fields in a database for the purpose of data conversion, thus suggesting a mapping or converting of data from one format to another. Therefore, the Applicants still failed to clearly disclose the novelty of the invention and identify specific limitation, which would define patentable distinction over prior art.

3. With regard to claims 1, 29, 53 and 75, the Applicants point out that:

- *Gampper not only fails to teach the writing of the first plurality of information to the second at least one of the at least two service providers according to the organizational information protocol, Gampper fails to teach the use of any organizational information protocol.*

However, the Examiner finds that the Applicants' arguments are not persuasive and maintains that the Gampper reference does disclose,

- *writing the second plurality of information to the second at least one of the at least two service providers according to the organizational information protocol correspondent to the second at least one of the at least two service providers.*
(Gampper, col.2, lines 21-24, lines 36-64; col.3, lines 9-22; Gampper teaches of migrating files from one storage to another)

In summary, the Examiner maintains that the Inala reference in view of the Gampper reference disclose a system that gathers and parses for desired data from appropriate fields at the destination site that is specific to the user. Then, after storing the appropriate data fields in a database for the purpose of data conversion,

Art Unit: 2145

thus suggesting a mapping or converting of data from one format to another, the system migrates the requested data from appropriate fields from one location to another. Therefore, the Applicants still failed to clearly disclose the novelty of the invention and identify specific limitation, which would define patentable distinction over prior art.

Conclusion


4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Thomas Duong whose telephone number is 571/272-3911. The examiner can normally be reached on M-F 7:30AM - 4:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David A Wiley can be reached on 571/272-3923. The fax phone numbers for the organization where this application or proceeding is assigned are 703/872-9306 for regular communications and 703/872-9306 for After Final communications.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is 703/305-3900.

Thomas Duong (AU2145)

December 3, 2004


JASON CARBONE
Primary Exam
N2145